

Sep. 9. 2004 4:14PM

No. 1041 P. 1

REVEO-0048USAACN02
Serial No. 10/601,761
Response to Office Action dated June 9, 2004

100-
RECEIVED
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 09 2004

APPLICANT: Faris et al.

) Group Art Unit
) 2871

SERIAL NO.: 10/601,761

)

FILING DATE: June 23, 2003

) Examiner
) Chowdhury, Tarifur Rashid

FOR: Electro-Optical Glazing Structures
Having Total-Reflection and Transparent
Modes of Operation for Use in Dynamical
Control of Electromagnetic Radiation

)
)
)
)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

This Terminal Disclaimer is submitted in conjunction with the Amendment of
June 9, 2004.

<p><i>Certificate of Transmission under 37 CFR 1.8</i> I hereby certify that this correspondence is being facsimile transmitted to (703) 672-9306 on</p>	
<p>September 9, 2004 Jerome K. Mitchell (Name of Person Transmitting Paper)</p>	<p>9/9/04 Signature Date</p>

10/20/2004 AJOHNS01 00000005 501648 10601761

02 FC:2202 108.00 DA

REVEO-0048USAACN02
Serial No. 10/601,761
Response to Office Action dated June 9, 2004

2 of 2

The owner, Reveo, Inc. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,559,903. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney or agent of record.

Terminal disclaimer fee under 37 CFR 1.20(d) of \$55 (Applicant is a small entity) included. The Commissioner is hereby authorized to charge the amount of \$55 to Deposit Account No. 501648 maintained by Applicant.

Respectfully submitted,

By: 
Ralph J. Crispino
Registration No. 46,144

Date: September 9, 2004
REVEO, INC.
85 Executive Boulevard
Elmsford, New York 10523
Telephone (914) 798-7270
Facsimile (914) 345-9558

Sep. 9. 2004 4:14PM

No. 1041 P. 3

REVEO-0048USAACN02
Serial No. 104601,761
Response to Office Action dated June 9, 2004

1 of 19

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

SEP 09 2004

APPLICANT: Faris et al.)
SERIAL NO.: 10/601,761) Group Art Unit
FILING DATE: June 23, 2003) 2871
FOR: Electro-Optical Glazing Structures)
Having Total-Reflection and Transparent)
Modes of Operation for Use in Dynamical)
Control of Electromagnetic Radiation)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO OFFICE ACTION

In response to the Office Action in the present application mailed June 9, 2004 please amend the claims as follows:

10/20/2004 AJOHNS01 00000005 501648 10601761
01 FC:2814 55.00 DA

REMARKS

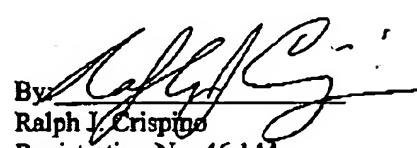
Applicant wishes to thank the Examiner for the attention accorded to the instant application.

New claims 36-66 have been added and claims 2-35 have been previously canceled. Claim 1 is amended to correct a typographical error.

Pursuant to 37 CFR 1.321(c) a timely filed terminal disclaimer is submitted herewith, under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 and 3 of U.S. Patent No. 6,559,903.

For the foregoing reasons, Applicants respectfully submit that claims 1 and 36-66 are now in condition for allowance. Early notice to that effect is earnestly solicited.

Respectfully submitted,

By 
Ralph J. Crispino
Registration No. 46,144

Date: September 9, 2004
REVEO, INC.
85 Executive Boulevard
Elmsford, New York 10523
Telephone (914) 345-9555
Facsimile: (914) 345-9558

REVEO-0048USAC 02

19589 U.S. PTO
10/601761
06/23/03


IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn Re Continuation of 09/354,192

APPLICANT: Faris et al.

) Group Art Unit

SERIAL NO.: TBD

)

)

)

)

FILING DATE: June 23, 2003

) Examiner

FOR: Electro-Optical Glazing Structures Having)
 Total-Reflection and Transparent Modes of)
 Operation for Use in Dynamical Control of)
 Electromagnetic Radiation)

Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313

TRANSMITTAL LETTER ACCOMPANYING THE FILING OF A CONTINUATION
APPLICATION UNDER 37 CFR. 1.53 (b)

Transmitted herewith Please find Continuation Application, including:

- 88 pages of specification, including:
 - 13 pages of claims and 1 page of abstract;
 - 19 sheets of Figures;
 - Return Postcard; and
 - Certificate of Express Mailing under 37 CFR 1.10 (No. EV139311871US)

This is a request for filing a Continuation Application under 37 CFR 1.53(b) of
 Application No. 09/354,192 filed on July 15, 1999, to issue on June 24, 2003 as US Patent No.
 6,583,827.

Dated: June 23, 2003

Respectfully Submitted,

By:

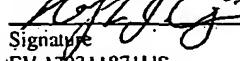
Ralph J. Crispino
 Registration No. 46,144
 REVEO, INC.
 85 Executive Boulevard
 Elmsford, New York 10523
 Telephone: (914) 798-7270
 Facsimile: (914) 345-9558

I hereby certify that this correspondence is being
 deposited with the United States Postal Service
 "Express Mail Post Office to Addressee" service
 under 37 CFR 1.10 in an envelope addressed to:
 Commissioner for Patents, PO Box 1450,
 Alexandria, VA 22313 on:
 June 23, 2003.

(Date of Deposit)

Ralph J. Crispino

(Name of Person Mailing Paper)

 6/23/03

Signature

Date

EV 139311871US

("Express Mail" Mailing Label Number)

PATENT APPLICATION FEE DETERMINATION RECORD
Effective October 1, 2003

Application or Docket Number

10-601761

CLAIMS AS FILED - PART I

(Column 1) (Column 2)

TOTAL CLAIMS		
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	minus 20 =	
INDEPENDENT CLAIMS	minus 3 =	
MULTIPLE DEPENDENT CLAIM PRESENT		<input type="checkbox"/>

SMALL ENTITY
TYPE

OTHER THAN
OR SMALL ENTITY

RATE	FEES	RATE	FEES
BASIC FEE	385.00	OR BASIC FEE	770.00
XS 9=		OR XS18=	
X43=		X86=	
+145=		+290=	
TOTAL		OR TOTAL	

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

(Column 1) (Column 2) (Column 3)

AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	30	20	= 12
Independent	3	3	= -
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY OR OTHER THAN
SMALL ENTITY

RATE	ADDI- TIONAL FEE	RATE	ADDI- TIONAL FEE
XS 9=	108	OR XS18=	
X43=		X86=	
+145=		+290=	
TOTAL ADDIT. FEE	108	OR TOTAL ADDIT. FEE	

(Column 1) (Column 2) (Column 3)

AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	30	20	= -
Independent	3	3	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDI- TIONAL FEE	RATE	ADDI- TIONAL FEE
XS 9=	:	OR XS18=	
X43=		X86=	
+145=		+290=	
TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	

(Column 1) (Column 2) (Column 3)

AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	30	20	=
Independent	3	3	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDI- TIONAL FEE	RATE	ADDI- TIONAL FEE
XS 9=		OR XS18=	
X43=		X86=	
+145=		+290=	
TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.